

1FW 2645

Attorney Docket: 2000566US-0290791
Client Reference: 2000566US/Hs/mo

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re PATENT APPLICATION of:

Confirmation Number: 5242

HAUMONT

Application No.: 10/089,405

Group Art Unit: 2645

Filed: July 17, 2002

Examiner: HASHEM, LISA

Title: DETERMINING SERVICES ACCESSIBLE VIA A SUBSCRIPTION IN A
COMMUNICATION SYSTEM

February 3, 2005

* * * * *

REQUEST FOR RECONSIDERATION

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In response to the Office Action dated November 4, 2005, the date for response to which is February 4, 2005, please reconsider the patentability of the pending claims based on the following remarks.

By this Response, no claims are amended, added, or canceled. Accordingly, claims 1-24 remain pending in the patent application.

Claims 1-14 and 18-24 were rejected under 35 U.S.C. §102(e) based on Joyce *et al.* (U.S. Pat. Appl. Pub. No. 2004/0077334A1) (hereinafter Joyce). Claims 15 and 16 were rejected under 35 U.S.C. 103(a) based on Joyce. Claim 17 was rejected under 35 U.S.C. §103(a) based on Joyce in view of Barnes *et al.* (U.S. Pat. No. 6,711,147) (hereinafter "Barnes"). Applicant respectfully traverses these rejections because Joyce is not prior art under 35 U.S.C. §102 and Barnes, by itself, fails to provide all the features recited by the rejected claims.

Applicant notes that the filing date of Joyce is October 15, 2003, whereas the filing date of the present application is April 1, 2002. Therefore, Applicant's filing date antedates Joyce's filing date. As a result, Joyce cannot be prior art under 35 U.S.C. §102.

HAUMONT -- 10/089,405
Client/Matter: 060258-0290791

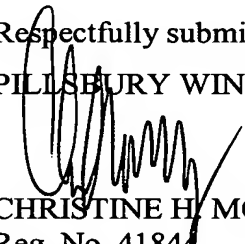
Additionally, Barnes does not provide all the rejected claims' features. Accordingly, reconsideration and withdrawal of these rejections are respectfully requested.

The rejections having been addressed, Applicant respectfully submits that the application is in condition for allowance, and a notice to that effect is earnestly solicited.

If any point remains in issue which the Examiner feels may be best resolved through a personal or telephone interview, please contact the undersigned at the telephone number listed below.

Please charge any fees associated with the submission of this paper to Deposit Account Number 033975. The Commissioner for Patents is also authorized to credit any over payments to the above-referenced Deposit Account.

Respectfully submitted,
PILLSBURY WINTHROP LLP



CHRISTINE H. MCCARTHY
Reg. No. 41844
Tel. No. 703.905.2143
Fax No. 703.905.2500

CHM/CFL
P.O. Box 10500
McLean, VA 22102
(703) 905-2000